

REMARKS

Claims 1-4, 7, 10, 12-17, 22-27, 29, 31-41, 44-47, 53-55, 57-60, 65, 78, 82 and 84-222 are pending in the application. In the Office Action dated February 13, 2003, the Examiner allowed claims 35-41, 44, 45, 60, 65, 78, 82, 84-108, 110-127, 129-139, 141-150, 152-163, 165-174, 176-184 and 186-222. The Examiner rejected claims 1-4, 7, 10, 12-17, 22, 27, 29, 31-34, 46, 47, 53-55, 57-59, 89, 109, 128, 140, 151, 164, 175 and 185 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-4, 7, 8, 10-15, 20-25, 26, 28-31, 42, 43, 47-49 and 51-53 of U.S. Patent No. 6,306,008. The Examiner further rejected claims 12 and 13 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Applicant wishes to thank Examiner Rachuba for her careful attention to the present application and for her careful review of the prior art.

In order to expedite the issuance of claims in the present application, applicant is canceling claims 12 and 13 to remove the claim rejections under 35 U.S.C. § 112, second paragraph. Applicant has further included a terminal disclaimer to overcome the statutory double patenting rejection.

If there are any remaining matters that can be handled in a telephone conference, the Examiner is invited to telephone the undersigned attorney, Steven H. Arterberry, at (206) 903-8787.

Respectfully submitted,
DORSEY & WHITNEY LLP



Steven H. Arterberry
Registration No. 46,314

SHA/ln

Enclosures:

Postcard

Fee Transmittal Sheet

Terminal Disclaimer

1420 Fifth Avenue, Suite 3400
Seattle, WA 98101-4010
(206) 903-8800 (telephone)
(206) 903-8820 (fax)